IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

R.S.A.No.3324 of 2003.

Date of decision : 13.9.2006.

Balkaur Singh .....Appellant

versus

Gurmail Singh and others .....Respondents

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA.

Present : Mr.R.S.Sihota, Advocate for the appellant.

-.-

ORDER

HEMANT GUPTA, J. (oral)

The plaintiff is in second appeal arising out of a suit for possession claiming pre-emptory right in terms of Section 22 of the Hindu Succession Act, 1956.

The learned Courts below have recorded a finding that Section 22 of the Hindu Succession Act, 1956 is not applicable to the agricultural land. In the said finding, reliance has been pleased on a judgment of Divison Bench of this Court, **"1970 PLJ-587, Jaswant and others versus Basanti Devi"**.

In view of the said Division Bench judgment, I do not find any substantial question of law arises in this case when the land in respect of which pre-empted right is sought, is agricultural land.

Dismissed.

(HEMANT GUPTA)

September 13, 2006. **JUDGE**

**mohinder*